

## **IC 33-33-78**

### **Chapter 78. Switzerland County**

## **IC 33-33-78-1**

### **Application**

Sec. 1. IC 33-29-1 does not apply to this chapter.

*As added by P.L.98-2004, SEC.12.*

## **IC 33-33-78-2**

### **Judicial circuit**

Sec. 2. Jefferson County and Switzerland County constitute the fifth judicial circuit.

*As added by P.L.98-2004, SEC.12.*

## **IC 33-33-78-3**

### **Establishment of superior court**

Sec. 3. (a) There is established a court of record to be known as the Ohio and Switzerland superior court.

(b) The court may have a seal containing the words "Ohio and Switzerland Superior Court, Ohio and Switzerland Counties, Indiana". Ohio and Switzerland counties comprise the judicial district of the court.

*As added by P.L.98-2004, SEC.12.*

## **IC 33-33-78-4**

### **Judge; election**

Sec. 4. The Ohio and Switzerland superior court has one (1) judge, who shall be elected at the general election every six (6) years in Ohio and Switzerland counties. The judge's term begins January 1 following the judge's election and ends December 31 following the election of the judge's successor.

*As added by P.L.98-2004, SEC.12.*

## **IC 33-33-78-5**

### **Judge; powers**

Sec. 5. The judge of the Ohio and Switzerland superior court has the same powers relating to the conduct of the business of the court as a judge of a circuit court under IC 33-28-1.

*As added by P.L.98-2004, SEC.12.*

## **IC 33-33-78-6**

### **Judge; salary**

Sec. 6. The judge of the Ohio and Switzerland superior court is entitled to the salary set out in IC 33-38-5. The salary shall be paid in the same manner as the salary of a circuit court judge, and the part of the salary to be paid by the counties shall be paid by Ohio and Switzerland counties in equal amounts.

*As added by P.L.98-2004, SEC.12.*

## **IC 33-33-78-7**

**Location of court sessions**

Sec. 7. (a) The Ohio and Switzerland superior court shall hold its sessions in:

- (1) the courthouse in Rising Sun and in Vevay; or
- (2) other places in the county as the board of county commissioners of Ohio County or Switzerland County may provide.

(b) Each board of county commissioners shall provide and maintain a suitable courtroom and other rooms and facilities, including furniture and equipment, as may be necessary. Each county council shall appropriate sufficient funds for the provision and maintenance of such rooms and facilities.

*As added by P.L.98-2004, SEC.12.*

**IC 33-33-78-8****Bailiff and court reporter**

Sec. 8. The judge of the Ohio and Switzerland superior court shall appoint a bailiff and an official court reporter for the court. Their salaries shall be fixed in the same manner as the salaries of the bailiff and official court reporter for a circuit court. Their salaries shall be paid monthly out of the treasuries of Ohio and Switzerland counties as provided by law.

*As added by P.L.98-2004, SEC.12.*

**IC 33-33-78-9****Books, dockets, and papers**

Sec. 9. The clerk of the Ohio and Switzerland superior court, under the direction of the judge of the court, shall provide order books, judgment dockets, execution dockets, fee books, and other books for the court, which shall be kept separately from the books and papers of other courts.

*As added by P.L.98-2004, SEC.12.*

**IC 33-33-78-10****Jury commissioners**

Sec. 10. The Ohio and Switzerland superior court shall, during each calendar year, appoint one (1) resident of Ohio County and one (1) resident of Switzerland County to act as jury commissioners for the superior court. These jury commissioners shall:

- (1) be appointed by a judge of the superior court;
- (2) be qualified to act as jury commissioners; and
- (3) prepare and draw the jury for the superior court;

in the same manner as is required for jury commissioners of circuit courts in Ohio and Switzerland counties. The clerks of the circuit courts of Ohio and Switzerland counties and the sheriffs of Ohio and Switzerland counties shall issue and serve process for the superior court in relation to jury selection and summoning in the same manner as for those circuit courts. The superior court may order the time when jurors must attend court, and may order the selection and summoning of other jurors for the superior court whenever

necessary.

*As added by P.L.98-2004, SEC.12.*

### **IC 33-33-78-11**

#### **Transfer of actions**

Sec. 11. The judge of the circuit courts in Ohio and Switzerland counties may, with the consent of the judge of the Ohio and Switzerland superior court, transfer any action or proceeding from the circuit court that originated in Ohio County or Switzerland County to the Ohio and Switzerland superior court. The judge of the Ohio and Switzerland superior court may, with consent of the judge of such a circuit court, transfer any action or proceeding from the Ohio and Switzerland superior court to the circuit court in the county where that action or proceeding originated.

*As added by P.L.98-2004, SEC.12.*

### **IC 33-33-78-12**

#### **Judge of one court sitting in another**

Sec. 12. The judge of the circuit court in Ohio County or Switzerland County may, with the consent of the judge of the Ohio and Switzerland superior court, sit as a judge of the court in any matter over which the judge would have had jurisdiction as circuit court judge, as if the judge was an elected judge of the court. The judge of the Ohio and Switzerland superior court may, with consent of the judge of a circuit court, sit as a judge of a circuit court in Ohio County or Switzerland County in any matter over which the judge would have jurisdiction as superior judge, as if the judge were an elected judge of that circuit court.

*As added by P.L.98-2004, SEC.12.*

### **IC 33-33-78-13**

#### **Jurisdiction**

Sec. 13. The Ohio and Switzerland superior court has the same jurisdiction as a circuit court under IC 33-28-3 and IC 33-28-1-2.

*As added by P.L.98-2004, SEC.12.*

### **IC 33-33-78-14**

#### **Small claims and misdemeanor division**

Sec. 14. The Ohio and Switzerland superior court has a standard small claims and misdemeanor division.

*As added by P.L.98-2004, SEC.12.*